

**STANDARDS PRESENTATION
TO
CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH STANDARDS BOARD**

Attachment No. 1

Page 1 of 1

PROPOSED STATE STANDARD,
TITLE 8, DIVISION 1, CHAPTER 4

Amend Section 3328 to read as follows:

§3328. Machinery and Equipment.

(a) Machinery and equipment shall be of adequate design and shall not be used or operated under conditions of speeds, stresses, or loads which endanger employees.

(b) Machinery and equipment in service shall be inspected, ~~and maintained,~~ used and operated as recommended by the manufacturer where such recommendations are available.

EXCEPTION: Where other Title 8 standards specifically permit or require the use or operation of machinery and equipment in a manner that deviates from the manufacturer's recommendations, the provisions of those standards take precedence over this Section 3328(b).

(c) Machinery and equipment with defective parts which create a hazard shall not be used.

NOTE: Authority cited: Section 142.3, Labor Code. Reference: Section 142.3, Labor Code.